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9-26-03

Docket No.: 49959-013

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of

Ariel BEN-PORATH, et al.

Serial No.: 09/111,454 : Group Art Unit: 2623

Filed: July 8, 1998 : Examiner: V. Bali

For: AUTOMATIC DEFECT CLASSIFICATION WITH INVARIANT CORE CLASSES

TRANSMITTAL OF APPEAL BRIEF

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

Submitted herewith in triplicate is Appellant Appeal Brief in support of the Notice of Appeal filed January 22, 2003. Please charge the Appeal Brief fee of \$320.00 to Deposit Account 500417.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

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320.00 DA

WDC99 745049-1.049959.0013

Received from <202 756 8855> at 9/16/03 10:55:49 AM [Eastern Daylight Time]

10/16/2003 EDAVIS
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b.	Claims 35, 36 and 43-45 are not rendered obvious under 35 U.S.C. §103(a) by Tagaki in view of Broude, Shimizu and Shahar, because the Examiner has not shown that all the limitations of their base claims are taught or suggested by the references.....	11
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